

HOUSE BILL NO. 631

INTRODUCED BY M. JOPEK

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4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT A LESSEE OF STATE LAND SHALL MARK  
5 EACH CORNER OF LEASED LAND THAT ABUTS PRIVATE LAND WITH A POST THAT IS NOTICEABLY  
6 MARKED WITH BLUE PAINT TO INDICATE THE BOUNDARY BETWEEN STATE AND PRIVATE LAND;  
7 AMENDING SECTION 77-1-203, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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11 **Section 1.** Section 77-1-203, MCA, is amended to read:

12 **"77-1-203. Multiple-use management.** (1) The board shall manage state lands under the multiple-use  
13 management concept defined as the management of all the various resources of the state lands so that:

14 (a) they are ~~utilized~~ used in that combination best meeting the needs of the people and the beneficiaries  
15 of the trust, making the most judicious use of the land for some or all of those resources or related services over  
16 areas large enough to provide sufficient latitude for periodic adjustments in use to conform to changing needs  
17 and conditions and realizing that some land may be used for less than all of the resources; and

18 (b) harmonious and coordinated management of the various resources, each with the other, will result  
19 without impairment of the productivity of the land, with consideration being given to the relative values of the  
20 various resources.

21 (2) If a parcel of state land in one class has other multiple uses or resource values ~~which~~ that are of such  
22 significance that they do not warrant classification for the value, the land ~~shall~~ must, nevertheless, be managed  
23 insofar as is possible to maintain or enhance these multiple-use values.

24 (3) State lands, including those lands that are leased primarily for other purposes, are open to general  
25 recreational use subject to legal access and to closures and restrictions pursuant to rules adopted under  
26 77-1-804.

27 (4) The department shall include in all new or renewal leases and licenses a provision that:

28 (a) leased lands may not be closed at any time to the public for general recreational purposes without  
29 advance written permission of the department; and

30 (b) the lessee shall mark each corner of leased land that abuts private land with a post that is noticeably

1 marked with blue paint to indicate the boundary between state and private land."

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3 NEW SECTION. **Section 2. Effective date.** [This act] is effective on passage and approval.

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